

1 BILL NO. S-82-05-19

2 SPECIAL ORDINANCE NO. S- 99-82)

3 AN ORDINANCE approving Change Order  
4 No. 4 for 310-80, Phase 3, St. Joe  
5 Interceptor, Federal Grant No.  
6 C-180599-06 in connection with the  
7 Board of Public Works

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY  
9 OF FORT WAYNE, INDIANA:

10 SECTION 1. That Change Order No. 4 for 310-80, Phase  
11 3, St. Joe Interceptor, Federal Grant No. C-180599-06, to  
12 Joe R. Norman Contractors, Inc. in connection with the Board  
13 of Public Works, for:

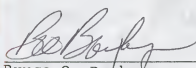
14 during the course of construction it was  
15 determined that the existing soil was  
16 suitable for backfill under the streets.  
17 This allowed WPC Engineering to delete  
18 10,000 CY of backfill material from the  
19 contract saving \$70,000.00. When  
20 this deletion was made it became necessary  
21 to compensate the contractor for trucking  
22 the existing soil around the block and placing  
23 it back into the trench. This trucking is  
24 reflected in this change order in the amount  
25 of \$20,000.00, thus creating an effective reduction  
26 in the contract price of \$50,000.00,

27 in the net decrease due to this Change Order of Nine Thousand  
28 Eight Hundred Two and 45/100 (\$9,802.45) Dollars, as set out  
29 in the specifications, which are on file in the Office of the  
30 Board of Public Works and are by reference incorporated herein,  
31 made a part hereof, and are hereby in all things ratified, confirm-  
32 ed and approved.

SECTION 2. That this Ordinance shall be in full  
force and effect from and after its passage and approval by  
the Mayor.

33   
Councilmember

APPROVED AS TO FORM AND  
LEGALITY

  
Bruce O. Bokberger, City Attorney

Read the first time in full and on motion by Eisbach, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Public Works (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 5-25-82, the 5 day of June, 1982, at 5 o'clock A.M., E.S.T.

DATE: 5-25-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Eisbach, seconded by Stier, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>	<u>0</u>		<u>1</u>	
BRADBURY	<u>X</u>				
BURNS	<u>X</u>				
EISBART	<u>X</u>				
GIAQUINTA	<u>X</u>				
NUCKOLS				<u>X</u>	
SCHMIDT	<u>X</u>				
SCHOMBURG	<u>X</u>				
STIER	<u>X</u>				
TALARICO	<u>X</u>				

DATE: 6-5-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. 1-99-82 on the 8th day of June, 1982.

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of June, 1982, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 11th day of June, 1982, at the hour of 9 o'clock A.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

BILL NO. S-82-05-19

REPORT OF THE COMMITTEE ON PUBLIC WORKS

WE, YOUR COMMITTEE ON Public Works TO WHOM WAS REFERRED AN  
ORDINANCE approving Change Order No. 4 for 310-80, St. Joe  
Interceptor, Federal Grant No. C-180599-06 in connection with  
the Board of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do PASS.

JOHN NUCKOLS - CHAIRMAN

BEN A. EISBART - VICE CHAIRMAN

JAMES S. STIER

MARK E. GiaQUINTA

DONALD J. SCHMIDT

*For Clerk*

*Jackie*

*Mark E. GiaQuinta*

*Donald J. Schmidt*

12/12  
CONCURRED IN  
DATE 12/12 CHARLES W. WESTERMAN, CITY CLERK

RECEIVED

## CHANGE ORDER

APR 14 1982

71-240-25  
5/5/82

Change Order No. 4  
 Project No. C-180599-06  
 Name of Project: St. Joe Interceptor

Water Pollution Control Engr. Dept.  
 City-County Building, One McGraw-Hill Building  
 Ft. Wayne, Indiana 46804  
 Resolution No. 310-80 Ph. 3  
 Board Order No. 15-80  
 Date: \_\_\_\_\_

To: JOE R. NORMAN CONTRACTORS, INC.  
 (Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change	Unit Price	Change in Contract Price	
				Decrease	Increase
1	95± LF	84" RCP Class III	313.71	29,802.45	
41	10,000± CY	Trucking	2.00		20,000.00
Total Decrease				29,802.45	
Total Increase					20,000.00
Net (Decrease) <del>(Increase)</del>				9,802.45	

The sum of \$ 9,802.45 is hereby ~~(added to)~~ (deducted from) the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price \$ 2,055,834.60  
 Current Contract Price Adjusted by Previous Change Order #3 \$ 2,148,632.10  
 New Contract Price including this Change Order \$ 2,138,829.65

The time provided for completion in the contract for this project is (unchanged) ~~(increased)~~ (decreased) by -0- calendar days due to this Change Order. The date for completion of all work shall be N/A. Furthermore, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: Chas. E. Gentry Chief Engineer Date 4/22/82  
 Accepted by: J. R. Norman Contractor Date 4/13/82  
 Approved by: Bob Boller City Engineer Date April 30, 1982  
 Approved by: Robert Anderson Owner Date May 5, 1982

Attested by: Sandra E. Kennedy Clerk Date May 5, 1982

Change Order No. 4

Resolution No. 310-80 Phase 3

Board Order No. 15-80

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: \_\_\_\_\_

SEE ATTACHED JUSTIFICATION

2. Will proposed change alter size of the project? Yes \_\_\_\_\_ No x  
If yes, explain

N/A

3. Affect on operation and maintenance cost of this project:

Gregory J. Merrill 4/14/82  
Project Engineer

JUSTIFICATION FOR CHANGE ORDER NO. 4  
ST. JOE STUDY AREA C-180599-06 - B.O. 15-80  
Resolution 310-80 - Phase III

JOE R. NORMAN CONTRACTORS, INC., Contractor

Item #1

This deduct is to adjust Item #1 to the actual quantity installed in the field. The savings in footage was due to the use of radius pipe at deflection points.

Item #41

Under Change Order #1, the Engineering Department deducted approximately 10,000 CY of Special Backfill material from this project, due to the existing soils being suitable for backfill use, which resulted in a cost savings of \$70,000.00±. This reduced the bid quantity by 65±%. The decision was made to use excavated material for backfill where appropriate. As you know, according to CFR 40 Regulations, a unit price can be opened for re-negotiations when a bid item increases or decreases by 15% or more.

In this Bid Item the Contractor included trucking for Special Backfill by bidding a delivered to the job-site price. Therefore, by deleting such a large quantity from this contract, the Contractor was required to hire additional trucks to transport the spoil material around the block for placement back into the excavation. After several conversations with the Army Corps of Engineers, who concur in our decision that the contractor should be compensated for additional trucking, the Water Pollution Control Engineering Department negotiated with the contractor and agreed to compensate him for the trucking cost around the block. In order to provide a fair and equitable compensation both from the City's standpoint and the Contractor's, the Engineering Department feels that a unit cost of \$2.00/CY for trucking is fair and equitable. In compensating the contractor for his trucking the cost the WPC Engineering Department was still able to create a savings to the project in the amount of \$50,000.00.